



REUF JURY DISCHARGED

Unable to Agree as to the Guilt of Ross

NO CHANCE TO AGREE

Was Out Forty-Four Hours and Stood Six to Six From the Start

PROSECUTION IS UNDISMAYED

Langdon Announces That he Will Proceed to Try Reuf Again as Soon as Possible—Attempted Tampering With Jury.

SAN FRANCISCO, May 21.—Unable to agree after being out almost 44 hours the jury in the case of Abe Reuf, charged with offering bribe to former Supervisor Phillips, was waived charge at 5 o'clock this evening by Judge Dooling. Thirteen ballots were taken and the jury stood six to six from the outset. At no stage was there a chance for agreement, the credibility of witnesses being the main point upon which the jurors divided. Resuming their deliberations this morning the jury was called into court at 11:45 o'clock by Judge Dooling but asked the court for more time. The request was granted and they retired.

When 4 o'clock arrived the bailiff ordered the courtroom cleared as Judge Dooling desired to send for the jury in a short time their desire being to avoid any demonstration on the part of spectators. As a result, the attorneys interested and the newspapermen were about the only ones in attendance when the jurors filed in and took their places in the box. Foreman Penney arose in response to Judge Dooling's question and said it was impossible for the jury to agree. Each juror was then questioned by Judge Dooling and all agreed that they could not arrive at a verdict. Dooling then formally discharged the jury.

At this point, Foreman Penney arose and announced, while the jury was en route to court this morning, Dr. Edward J. Creely, veterinary surgeon, audibly remarked as jury passed "Do not convict my friend Reuf." Juror Mohrig arose and said he felt the remark was intended for him alone, he being the personal friend of Creely's and in his opinion there was no attempt to influence the jury.

Henev announced Creely would be cited to appear tomorrow morning and show cause why he should not be punished for contempt of court.

Langdon this evening stated that the prosecution will not cease the work that had been cut out and as

soon as possible he will proceed to try Reuf again, on one of the hundred or more indictments pending against him.

REPORTED AS NOW SANE.

Was Insane However When he Killed Judge Emery.

TACOMA, May 21.—Two alienists, Dr. E. M. Brown and Dr. C. E. Wheeler, the local physicians today told the jury in the Chester Thompson inquiry as to his present mental condition, that although petitioner was insane when he shot Judge Emery of Seattle, he is now sane and the state will make no mistake in liberating him. Dr. Brown took a decided issue with prosecuting attorney when he declared Chester never was afflicted with panomania is incurable, and that it does not often develop until a person is 30 years or older. Other alienists corroborated this view.

WILL NOT MODIFY POWER.

WASHINGTON, May 21.—The Republican caucus tonight voted against the passage at this session of Congress of the bill to modify the power of the federal courts in power of the injunction.

COMMISSION REPORT

Conferees on the Currency Bill Slow in Agreeing

CREATE COMMISSION OF 18

Senator Rayner Still After Board of Inquiry to Investigate the Charges Against Colonel Stewart of the Coast Artillery.

WASHINGTON, May 21.—Proceedings in the Senate today as is usual toward the close of the session, covered a multitude of subjects, including the probable final announcement on the currency question. Announcing that conferees on the currency bill would be unable to agree if Congress adjourns at an early day, Aldrich reported from the committee on finance a joint resolution creating a national monetary commission of nine senators and nine representatives to investigate all matters concerning banking and currency systems of the country and the resolution was passed without debate. Aldrich stated it was proposed to have this commission begin work at an early day.

Senator Rayner again discussed his resolution authorizing and requesting the president to order a board of inquiry into the charges against Colonel Stewart of the Coast Artillery and a resolution was placed on the calendar where it will possibly lie during the remaining days of the session.

The Senate passed the general deficiency and military academy appropriation bills, and last of the general appropriation bills.

RENO, Nev., May 21.—Governor Sparks who has been ill for several weeks is not expected to live through the night.

CAMPBELL GIVES HIMSELF INTO OFFICIAL CUSTODY

Seeks Sheriff Flanders at Cathlamet But Fails to Find Him

COMES TO ASTORIA AND YIELDS TO THE SHERIFF

Is Accompanied Hither By His Friend, Mike Gorman, of Cathlamet—Calls Up His Chinook Kinsman, S. J. Baseel, and Apprises Him of His Trouble

CORONER'S INQUEST WAS HELD AT DEEP RIVER YESTERDAY

VERDICT CHARGING HIM WITH THE MURDER OF JOHN McCLELLAN FOUND—SHERIFF FLANDERS AND CORONER PEACOCK, OF WAHIAKIUM, LEFT UP WITH PRISONER LAST EVENING ON THE STEAMER UNDINE.

Yesterday's developments in the matter of the murder of John McClellan of Nasel, by Michael Campbell, of Deep River, yielded nothing of a quality to mimic the presentation of the affair as made in these columns yesterday and it still stands, in the public estimate about this city, as a heartless, cowardly and unprovoked killing.

Michael Campbell, the murderer, left Wilhelm's Landing a few hours after committing the crime, in a small boat and went to Bear Cliff, boarding the steamer T. J. Potter, on her up-trip, for Cathlamet, with the intention of giving himself up to Sheriff Flanders, of Wahkiakum county; but that officer having left there for the scene of the crime, accompanied by Dr. Peacock, the coroner of Wahkiakum county, Campbell went to his personal friend, Michael Gorman, and told him the story, asking for guidance in the matter. Mr. Gorman advised him to return to this city and place himself within the purview of the law and its representatives, and the two started at once, in a launch, for Clifton, taking the down express on the A. & C. railway, for this city and reaching here at 11:40 a. m.

Shortly after arriving here, Sheriff M. R. Pomeroy, who had been apprised of Campbell's presence in the city, made it possible for the man to give himself into custody, and took him to the court house. Arriving there Campbell immediately asked to have the use of a long-distance telephone, and the office phone was placed at his disposal. He called up his brother-in-law, Samuel J. Baseel, of Chinook, to whom he talked for sometime, stating the predicament in which he had gotten himself, and evidently advising him as to his immediate future. During his presence in the sheriff's office and the terms and tone of his conversation with Mr. Baseel, it was plainly evident to all present that Campbell was shrewdly and entirely at himself, but without any deep sense of the terrible conditions he had wrought and was in a noticeably cheerful mood, laughing heartily over the wire with Mr. Baseel and carrying the matter off as one who had perfect justification for the heinous offense he had committed.

A representative of the Morning Astorian was present at the time, and when he had ceased his communication with Chinook, asked permission of the sheriff to interview Campbell. This was granted, but the slayer of John McClellan refused to say more than that "any man of honor, or self-respect, could not have done anything but what he had done." The reporter then took occasion to inform Mr. Campbell that it was said that he (Campbell) had a good deal of fault to find with the style and character of the published report of the murder in yesterday's edition, and that if he had anything to say in extenuation, or abatement thereof, this paper was ready to publish the last word he might offer. But he declined to make

any further statement until he had engaged and consulted his attorney, when, he said, it might be possible, the attorney would have something to offer in contravention of the news as given by the Astorian yesterday morning.

His pistol was taken from him by Sheriff Pomeroy and locked up. It was a cheap Ivors & Johnson five-shooter, and evidently quite new. It contained three cartridges that had been fired, and two fresh ones, Campbell, himself, telling the sheriff he had re-loaded it partly. He was then locked up in a jail cell to await the arrival of Sheriff Flanders who was expected back here later in the day from Deep River.

Sheriff Flanders, with Coroner Peacock, passed through this city on their way to Deep River early yesterday morning, and while here were joined by Coroner Pohl of this county, and with the eight witnesses who were present at the shooting, went to the scene of the killing, viewed the spot and then kept on to Deep River where at Anderson's place the coroner summoned a jury of six men and proceeded to examine into the case. There was not a single witness in the country for the defendant, and the testimony of those examined, led to the finding of the following verdict which was not only unanimous, but quickly reached after the submission of the testimony:

"State of Washington,)
) ss.
"County of Wahkiakum,)"

"We, the undersigned jurors, sworn to inquire into the cause of the death of John McClellan, on oath, do find that he came to his death, at Deep River, Wahkiakum county, Washington, from gunshot wounds inflicted by a gun in the hands of one Michael Campbell; that the shooting was with intent to kill; and we charge said Michael Campbell with the crime of murder. (Signed),

"WILLIAM ANDERSON."

The rest of the jurors subscribing the verdict as above set forth. And it was also signed by Coroner Peacock as the presiding officer in the case. Before Campbell was locked up by Sheriff Pomeroy he asked that officer "what had become of the gun that was found on the body of John McClellan?" but the question was put in a manner that was plainly apparent to all who heard it, that it was preconcerted and asked for effect, and perhaps for subsequent reference; since it is common knowledge that the murdered man had no sort of weapon on his person.

It was reported here yesterday that Campbell was notably nervous while on the streets of Astoria yesterday morning and that he feared reprisals from a certain kinsman of John McClellan whom he saw following him about; but this apprehension, while natural under the circumstances, was not warranted. Wiley McClellan, a nephew of the man who was killed, was on the streets, having come from

his work to meet his aunt, the stricken widow of John McClellan, who came over from Nasel yesterday morning. He was simply hovering on the scene to ascertain what official disposition was to be made of the man who had killed his uncle, as he had a natural right to do.

The body of John McClellan was brought from Deep River yesterday evening, whither it had been taken yesterday morning for the inquest, and was, last night duly prepared for final interment, by W. C. A. Pohl, and it will be despatched to the Nasel home today. The body contained three bullet wounds corresponding to the number of shots still remaining in the gun that killed him. One is in the right shoulder and on the outer point thereof; the bullet making this wound passed down through the right lung and liver coming to the surface of the skin a few inches below the right nipple, and was subsequently extracted by Coroner Peacock. The second wound was in the left shoulder, but the bullet that made it has never been found and is still in the body. The third wound is in the back, to the right of the spine and just below the shoulder blade; it penetrated the body piercing the right lung, and lodged in the fish just above the right nipple, and was evidently received as the vic-

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BATTLESHIPS ARRIVE

Warm Welcome By Mayor De Mattos, of Bellingham

FIREWORKS BY THE JAPANESE

Heavy Weather Delays Them One Hour in Arrival—Illinois and Kearsarge Anchor in Harbor at Port Townsend.

BELLINGHAM, Wash., May 21.—With the incandescent lights and its arcs playing across the heavens, the first division of the Atlantic battleship squadron rests tonight on the broad bosom of the spacious harbor of Bellingham Bay. The fleet has been officially welcomed by the municipal authorities and the officers and shore leave men are being entertained ashore. On account of a heavy tide, the vessels did not arrive until shortly after noon, being one hour behind the schedule. Their entrance into the harbor was viewed by thousands of people from Bellingham and surrounding country from the commanding heights of Bellingham and the wharves. Early today the fleet arrived off Port Angeles where on signal from the flagship the Louisiana, Virginia, Missouri and Ohio left the line and turned into Port Angeles. Continuing to a point opposite Port Townsend, the Illinois, Kearsarge, Wisconsin, Nebraska and Kentucky turned southward and past the land fortifications at Fort Worden. The Illinois and Kearsarge entered and anchored in the harbor of Port Townsend while the other three sailed on to Bremerton.

The first division of seven ships followed Rear Admiral Sperry on the Connecticut and threading their way through San Juan Archipelago northward and drew into the waters of

HORRIBLE TRAIN WRECK

Latest Report Estimates Sixty Dead

MANY FATALLY INJURED

Authorities Began Investigation—Signal Men Under Arrest, But Probably Blameless

CRASH AT 50 MILES AN HOUR

Catastrophe Believed to be Caused by Defective Switch—Heavy Coaches of Express Crush Light Local Into Splinters—Sight Sickened Doctors.

ANTWERP, May 21.—One of the worst railroad accidents in recent years occurred at Contich, a station six miles southeast of this city, on the main line at 8 o'clock this morning. The exact number victims not determined up to late tonight owing to the difficulty in removing the debris. The latest estimates place the dead at 60 and 100 injured. The catastrophe appears to have been caused by a defective switch where the main line crosses the local line. At this point a train carrying a large number of pilgrims on their way to a local shrine was standing. Into this the Antwerp-Brussels express dashed at a speed of 50 miles an hour, literally leaping on top of it. The heavy coaches of the express crushed the lighter train into splinters. The sides of the express train cars were torn from their fastenings, floors practically collapsing, thus precipitating the passengers to the side of the track. The uninjured fled across the fields frenzied. Few of the occupants of the local escaped alive and those not killed were badly injured, many mortally. Rescuers, even doctors, hardened to such sights were sickened at the sight of the mass of crushed and mangled and unrecognized bodies whose heads were either crushed or decapitated. The authorities at once began an investigation. They ordered the signal men under arrest although it is believed by the authorities they are blameless.

Bellingham Bay. When anchoring ground was reached the anchors were let down, and a salute of 13 dynamite cartridges were fired from Commercial Point, accompanied by blowing whistles and the cheers of thousands on land. A novel feature was the discharge of fireworks by the Japanese society. Tonight the bands are playing on the streets and the Chinese residents are displaying fireworks of various descriptions. Officers of the fleet after a brief respite from social functions attendant upon their visit to California undertook with renewed vigor the endurance test of hospitality of Bellingham.

HEMBREE FOUND GUILTY OF MURDER OF HIS DAUGHTER

PORTLAND, May 21.—A special to the Oregonian from Dallas, Ore., says that Ab Hembree was late tonight found guilty of murdering his daughter in a lonely cabin in Tillamook county. Hembree had previously been convicted of manslaughter in Tillamook county on the charge of killing his wife. The crimes were committed about two years ago.

It was alleged that Hembree in order to conceal the fact that he had maltreated his daughter killed both

wife and daughter and incinerated the bodies by burning the cabin in which they lived.

Hembree was first tried for the murder of his wife and sent to prison for manslaughter. After serving a few months he was paroled by the governor. Public sentiment in Tillamook county demanded that Hembree be tried for the murder of his daughter. He secured a change of venue to Polk county alleging the sentiment in Tillamook county precluded a fair trial.

PRESBYTERIANS ELECT REV. FULLERTON MODERATOR

KANSAS-CITY, May 21.—Rev. Baxter P. Fullerton, of St. Louis was elected moderator of the Presbyterian church today to succeed Rev. W. H. Roberts of Philadelphia. Dr. Fullerton was not opposed for the office, his nomination and election being unanimous and by acclamation. He was placed in nomination by Dr. F. J. Nicholls of St. Louis and the nomina-

tion seconded by Dr. M. A. Matthews of Seattle. The election of Fullerton has happy significance in that it belongs to so-called southern branch of the church and is the first moderator that branch has had since the amalgamation of the two churches. Dr. Roberts delivered his farewell sermon before the greatest audience that ever assembled at any conference of this church.